



PATENT

ATTORNEY DOCKET NO.: DUR-16

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: David Horwitz)	Examiner: Unknown
S/N: 10/726,120)	Art Unit: Unknown
Filed: 12/02/2003)	Conf. No.: Not Available
Title: Repairable Thermoplastic Article)	

STATEMENT UNDER 37 CFR §1.97 ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS
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Dear Sir:

Applicant hereby certifies that:

37 CFR §1.97(b)

- ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR §1.97(c)

- ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b) provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
- ☐ the statement specified in 37 CFR 1.97(e); OR
 - ☐ the fee set forth in 37 CFR 1.17(p).

37 CFR §1.97 (d)

- The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(d), and on or before payment of the issue fee, and is accompanied by the Statement as specified in 37 CFR 1.97(e) and the fee set forth in 37 CFR 1.17(p).

37 CFR §1.97(e)

- Statement under 37 CFR 1.97(e)(1) – Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.
- Statement under 37 CFR 1.97(e)(2) – No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersign person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Please charge any additional fees required or credit any overpayments to Deposit Account No. 50-2802.

Respectfully submitted,

ROBERTSON & MULLINAX, LLC



J. Bennett Mullinax
Reg. No. 36,221

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop IDS, Commissioner of Patents, P O Box 1450, Alexandria, VA 22313-1450 on

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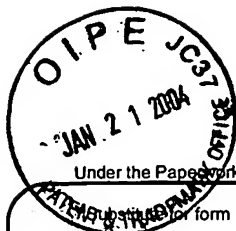
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PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	10/726,120
Filing Date	12/02/2003
First Named Inventor	David Horwitz
Art Unit	Unknown
Examiner Name	Unknown
Attorney Docket Number	DUR-16

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 2003-0215607-A1	11/20/2003	Horwitz	
		US- 2003-0087080-A1	05/08/2003	Horwitz	
		US- 2003-0148069-A1	08/07/2003	Krebs et al	
		US- 4,323,615	04/06/1982	Sauderm	
		US- 3,919,164	11/11/1975	Hattori et al	
		US- 4,787,837	11/29/1988	Bell	
		US- 5,783,620	07/21/1998	Hamashima et al	
		US- 4,889,762	12/1989	Uchiyama et al	
		US- 4,921,669	05/1990	Vetter et al	
		US- 5,662,977	09/1997	Spain et al	
		US- 5,763,048	06/1998	Takahashi	
		US- 6,106,654	08/2000	Velin et al	
		US- 6,239,196 B1	05/2001	Bussi et al	
		US- 6,265,029 B1	07/2001	Lewis	
		US- 2,899,288A	08/11/1959	Barclay	
		US- 6,258,201 B1	07/10/2001	Krech	
		US- 4,390,585	06/28/1983	Holden	
		US- 5,387,381	02/07/1995	Saloom	
		US- 5,866,639	02/02/1999	Dorchester et al	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		EP0992464 A1	07/12/2000	Lupi et al		
		PCT/US03/15758	12/04/2003	Horwitz		

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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Complete if Known

Application Number 10/726,120

Filing Date 12/02/2003

First Named Inventor David Horwitz

Art Unit Unknown

Examiner Name Unknown

Sheet

2

of

2

Attorney Docket Number DUR-16

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		3M, Zeeospheres Ceramic Microspheres White Grades, Product Information Sheet, 8/99, 2 pages, 3M Specialty Materials, St. Paul, MN	
		International Search Report PCT/US03/15758, ISA/US, 08/07/2003, 4 pages	

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